G. R. S. IX-5]

Previous references.

SdA 63 of 1913, Sl 945102
filed July 1914
SdA 342 of 1913, Sl 1-3
filed May 1914 (SdA)

Later references.

SdA 214-19 at 186
SdA 90-20-1
SdA Def. 86/25

Later References
SdA 69-44(142)

File No. 100-19

1919-20

Serial Nos. 142

Previous

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 142

Part B for February 1920

SUBJECT.

Rules for Commutation of Pensions

---

2 To The Comptroller, Heads of Depts, Dy Commrs of Dists & The Comptr, Mysore Cy
No: H 3463-512 Dy 4th December 1919
Authorises Commutation of pensions according to rules prescribed

W D 1250—GPB—30,000 28-1-19

G. R. S. 11]

1919-20

GENERAL AND REVENUE SECRETARIAT.

(S9A)

NOTES.

File No. 100-19

FILE HEADING.

Rules for Commutation of Pensions

From

No. Dated Received

Diary No. | Enclos. Spare Copies. | Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First Sheet.

2

G. R. S. III-2]

General and Revenue Secretariat. | S. A. File No. 100 of 1919.

Serial

D.O. No. 113

GOVERNMENT OF MYSORE

FINANCIAL SECRETARIAT,

BANGALORE, 16th September, 1919.

Dear Mr. Srinivasa Iyengar,

Your D.O. letter No.16 d/- 15-9-1919.

The rules regarding commutation of pensions in British India are contained in appendix 10 to the C.S.R. I herewith put up a note discussing the question and suggesting the rules that may be adopted if it is decided to introduce the system of commutation of pensions.

In the issue of the "TRUTH" dated 11th September 1919 there is an article proposing t h a t pensioners may be permitted to commute their pensions. This newspaper is also put up for reference.

Yours sincerely,

M. N. Krishna Rao

K. R. Srinivasa Iyengar, Esq., M.A.
Third Member of Council.

NOTE—Contn. sheet.

S & A 100-19

3

Commutation of Pensions.

We understand that in British India there is a rule according to which officers and officials who retire on pension can commute a good part of their pensions for a lump amount to be paid at the commencement. For instance, if one has a pension of Rs. 200 a month, he has the option of commuting half of it for a lump sum. What that lump sum will amount to will depend on a scale fixed by Government and the medical certificate of the doctor regarding state of health of the retired officer.

In the Madras Presidency many Indian officers have availed themselves of this concession and have been able to settle their family affairs in a satisfactory manner while in strength and health. The Mysore Service Regulations and the financial system are based more or less on those in British India. We do not know why the Government of Mysore have not introduced a similar provision here.

It is not to be supposed that the State will be a great loser. The commutation money hardly exceeds ten years' pension. In Mysore, we have several instances of officers drawing pension for double and treble this period. Therefore it is not, in the long run, likely to entail any appreciable loss on the State. But it will enable officers and officials who have not saved enough of money to get rid of their indebtedness and to make a timely

September 11, 1919.

provision for their family while they are yet living.

The Government gains a great deal in the shape of pension by officers dying in harness or after more than 10 years' service without drawing pension. The State can, therefore, afford to help its servants by giving them the option of commuting a portion of their pension as in British India.

We appeal to Sirdar M. Kantaraj Urs, our beloved Dewan, and Mr. M. N. Krishna Rao, our Financial Secretary, to introduce this concession in Mysore as early as possible.

The system of commutation of pensions has been in force in British India for a long time. The privilege of commutation is not, however, an unmixed good in every case. A pension is a compulsory provision for old age made by Government for its employee and ~~his~~ commutation of it would be contrary to the object with which it is given as there is no effective safeguard that ~~a~~ all pensioners who commutes ~~his~~ their pensions would not fritter away the capitalized sums and reduce ~~his~~ their provision for old age. At the same time there may be cases where pensioners ~~might~~ may be able with the proceeds of commutation of their pensions to improve their resources and commutation in such cases would be i n furtherance of the object with which pensions a r e given. The privilege may therefore be a blessxing to some and the reverse of it to others.

The principle of commutation, however, has to be recognized as in British India and the rules framed for giving effect to it might provide for permitting commutation only in cases where it is likely to be of benefit to the pensioner. It is of course impossible for ~~the~~ Government to make sure that a pensioner's proposal to commute his pension will really be to his advantage as it depends upon ~~hxx~~ the pensioner himself as to how he will utilize the capitalized value of his pension. Consistently with the object of a service pension no commutation can be permitted in respect of small pensions; this limit may be placed at Rs.10/-

According to the British Indian Rules the maximum fraction of pension permitted to be commuted is one-fourth. We may also adopt this arrangement. In the financial interests of Government a strict medical examination is necessary and I think we may require

medical

medical certificates from ~~the~~ officers of the rank of ~~Civil~~ Surgeons. ~~of District Medical Officers~~

I attach a copy of the rules which may govern the commutation of pensions and these are based upon Appendix 10 - C.S.R.

Mall
16/9/19

S9 A 100-19

APPENDIX No. 10. (C.S.Regns.).

Rules relating to the commutation of pensions.

* * * * * *

7. All sanctions to the commutation of a pension are subject to the usual rule that the expenditure can be met from sanctioned budget grants. The payment of the capitalized sum must be taken in India.

* * * * *

9. The sanctioning authority shall satisfy itsel

(1) That the commutation will be to the distinctit and permanent advantage of t pensioner or his family;

(2) That the residue of pension which wil be left after commutation is sufficien to maintain the pensioner in accordanc with his station in life in retirement, due regard being had to the manner of application of the amount realized on commutation.

The sanctioning authority may also at its discretion, require guarantees and impose such terms and safeguards as it deem fit to ensure the prudent applica tion of the amount payable in commutation if sanctioned.

10. (a) If on consideration of the facts sta in the application, the sanctioning authority cides to allow commutation, the applicant sh be required to produce a certificate as to

expectation of life, from a medical officer who should be of not lower standing than a Civil Surgeon, District Medical officer or Presidency Surgeon. The sanctioning authority may further, at its discretion, require a second medical opinion or direct the applicant to appear before a Medical Board.

(b) The certifying Surgeon or Board shall subject the applicant to a strict medical examination, requiring him to give such information as to his health and habits as is usual in the case of persons proposing to assure their lives in assurance companies and will report in the following form:-

"$\frac{I}{We}$ have carefully examined ..... and, $\frac{am}{are}$ of opinion that he $\frac{is}{is\ not}$ in good bodily health and $\frac{has}{has\ not}$ the prospect of an average duration of life. $\frac{I}{We}$ therefore $\frac{do}{do\ not}$ recommend compliance with his application to be allowed to capitalize a portion of his pension."

In the case of impaired lives in which compliance with the officer's application is recommended, but with an addition of years of age, the following should be added:-

"but as he is suffering from ..... his age, for purposes of commutation be taken to be .....years".

(c) In the case of an applicant who has been awarded an invalid pension, the grounds of invaliding or the statement of the pensioner's medical case, shd. be communicated to the certifying medical authority.

(d) The applicant should himself pay the medical officer's fee for examination except when a second medical opinion is required or the applicant is directed to appear before a Medical Board, in which

S&A 100-19

9

RULES ~~RELATING TO~~ for COMMUTATION OF PENSIONS.

----:00000:-----

(1) Subject to the conditions stated in these rules Government may sanction the commutation for a lumpsum payment of a portion not exceeding one-fourth of a pension ~~exceeding Rs.10/-~~ which has been or is about to be granted to any person. The privilege of Commutation will not be permitted in the case of pension not exceeding Rs 10/pm.

(2) The commuted amount is payable at t h e Treasury at which the pension is being or is to be drawn. (3) Sanctions to commutation~~s~~ of pensions a r e subject to the rule~~s~~ that the expenditure can be met from sanctioned budget grants. (4) The payment of - - capitalized sum must be taken from a Treasury in the State. (5) Application for commutation shall be made in form "A" appended to the~~se~~ rules.

(3) The applicant for commutation should satisfy ~~the~~ Government:-

i. That the commutation will be to the distinct and permanent advantage ~~of~~ himself ~~and~~ or his family.

ii. That the residue of pension which will be left after commutation will be sufficient to maintain him in accordance with his station in life in retirement, due regard being had to the manner of application of the amount realized on commutation.

Government may also at its discretion require guarantees and impose such terms and safeguards as it may deem fit to ensure the prudent application of the amount payable in commutation if sanctioned.

6 If on consideration of the facts stated in the application, Government decide to allow commutation, the applicant will be required to produce a certificate as to his expectation of life from a Government Medical Officer of not lower standing than a Civil Surgeon. Government may further, at its discretion, require a second medical opinion or direct the applicant to appear before a Medical Board

Dr medical officer

There are none such in the State at present. The word "Civil" may, I think, be omitted. Gul

(7) The certifying ~~Civil~~ medical officer Surgeon or B o a r d

SVA100-19 10

Board may subject the applicant to a strict medical examination, requiring him to give such information as to his health and habits as is usual in the case of persons proposing to assure their lives in the State Insurance ~~Office~~ and will report in the following form:--

"I/We have carefully examined.....and I/We am/are of opinion that he is/is not in good bodily health and has/has not the prospect of an average duration of life. I/We therefore, do/do not recommend compliance with his application to be allowed to capitalize a portion of his pension.

In the case of impaired lives in which compliance with the officer's application is recommended, but with an addition of years of age, the following shou be added:

"but as he is suffering from.....his age, for purposes of commutation, should be taken to be .....years."

In the case of an applicant who has been awarde an invalid pension, the grounds of invaliding or the statement of the pensioner's medical case, should be communicated to the certifying medical authority.

The applicant shouldhimself pay the medical officer's ~~xx~~ fee for examination except when a secon medical opinion is required or the applicant is directed to appear before a Medical Board, in which cases the examinations will be made free of charge by medical officers under the orders of Government.

8. The lumpsum payable on commutation will be the amount certified by the Audit Officer to be admissible according to the table of present values in Appendix D M.S.R.

9 Commutation, when sanctioned, shall take effect from a date, to be named in the order, which should naturally be about one month later than the date of the order; and all calculations made with reference to that date shall be made. Payment of the commuted portion of the pension will cease from the date specified and the sum payable on commutation will be paid on that date or as soon afterwards as possible.

10 A commutation once applied for, sanctioned and given effect to, cannot be rescinded, i.e., the portion of a pension commuted cannot be -- restored on refund of its capitalized value.

11 If a pensioner, whose pension has b e e n commuted, dies before receiving the commutation value, this value is payable to his heirs.

12 In the case of a pensioner who is re-employe in Government service or in the service of a Local Fund and who commutes a portion of his pension before or after such re-employment his pension for purposes of the rules in Chapter XX Mysore Service Regulations shall be taken at the full amount whic he might have drawn if he had not commuted a portion of it.

Draft

16/9/19

SOA 100-19

12

F O R M.

I ..... desire to commute a portion of my.....
.....pension of Rs.....as...ps....a month. After careful consideration I am convinced that it will be to the distinct and permanent advantage of myself and my family to apply, as I am resolved to do, the commuted value in the manner detailed in the separate assinged statement* I have attached hereto. I also certify that I have correctly answered each and all of the questions below:--

Signature.....

Place.....)
)
Date.....)

Designation.....

Address.....

* N.B. 1. In the absence of a definite purpose no portion of the pension can be commuted.
2. The grounds for believing that distinct and permanent advantage will be secured should be stated.

Questions.	Answers.
1. What is the date of your birth?	
2. How much of your pension do you wish to commute?	
3. Have you any debts or liabilities? Give particulars.	
4. Have you a wife? Name the members of your family dependent on you with their respective ages.	
5. What was your monthly income from all sources during the past year? Give particulars.	
6. Do you suffer from any complaint likely to shorten life? If so, state its nature.	

Place.....)
)
Date.....)

Signature.....

The Truth
11-9-1919

S&A 100-19
D 1106

Commutation of Pensions.

We understand that in British India there is a rule according to which officers and officials who retire on pension can commute a good part of their pensions for a lump amount to be paid at the commencement. For instance, if one has a pension of Rs. 200 a month, he has the option of commuting half of it for a lump sum. What that lump sum will amount to will depend on a scale fixed by Government and the medical certificate of the doctor regarding state of health of the retired officer.

In the Madras Presidency, many Indian officers have availed themselves of this concession and have been able to settle their family affairs in a satisfactory manner while in strength and health. The Mysore Service Regulations and the financial system are based more or less on those in British India. We do not know why the Government of Mysore have not introduced a similar provision here.

It is not to be supposed that the State will be a great loser. The commutation money hardly exceeds ten years' pension. In Mysore, we have several instances of officers drawing pension for double and treble this period. Therefore, it is not, in the long run, likely to entail any appreciable loss on the State. But it will enable officers and officials who have not saved enough of money to get rid of their indebtedness and to make a timely provision for their family while they are yet living.

The Government gains a great deal in the shape of pension by officers dying in harness or after more than 10 years' service without drawing pension. The State can, therefore, afford to help its servants by giving them the option of commuting a portion of their pension as in British India.

We appeal to Sirdar M. Kantaraj Urs, our beloved Dewan, and Mr. M. N. Krishna Rao, our Financial Secretary, to introduce this concession in Mysore as early as possible.

I member's orders d. 16.9.1919

"This is an excellent system introduction of which into the State deserves consideration".

Forwarded to the Financial Secretariat.

M N Krishna Rao
20.9.19

H. & W.

To No 81.

S.O.A 100-19
D 1106

14

Abstract of important matters in the newspapers received on 14th and 15th September 1919.

...

The Truth, dated the 11th September 1919.

...

Commends to the notice of the Dewan and Financial Secretary the introduction of the system of commutation of part of pensions to a lump amount as in British India.

Dewan's order

...

What is the system ~~xxxxx~~ referred to here?

Intd. M.K.
17-9-1919.

"C o p y"

Forwarded, with compliments, to the Financial Secretary to Government.

By order,

C Ranganadha Sastri
Private Secretary to ~~the Dewan~~.

The Hon Member of Council called for a note on the subject and I sent it to him yesterday. I believe the case will be placed before the Dewan.

Dewan
17-9-19.

Seen by the Dewan
CRs 19/9/19.

G.R.S. III—3] 20

S&A 100 19

15

~~Routine~~ Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

In the British Service Regulations provision is made for the commutation of pensions by officers at their discretion subject to certain restrictions. I would suggest the desirability of introducing a similar provision in our Mysore Regulations. The first part of the Dewan's order is framed on the note on the question but the second part of the order is not. If the Dewan approves of the proposal, the question may be decided by the Council

Dewan

Jan 23/9

DEWAN'S OFFICE.
Recd. on SEP 25 1919
Reg. No. 2139

N.B. Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

No objn.
WLL
27.9.19

990
29.9.19

Forwarded by desire with compliments for favour of circulation to Council

Jan 3/10/19

Circulate
ok
SLOVR

S & A 100-19 16

(For Disposal at a Meeting) No. C. 202

.....19..20

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

(Under clause xii of the schedule)

Proposal to introduce the system of commutation of pensions.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

C. Balasundaram
Chief Secretary to Government.

7th October 1919.

Extraordinary Member of Council. 27.10.19.

2677-99. 21.10.19. **First Member of Council.** 24.10.19

1695 7-10-19 **Second Member of Council.** 19/10/19

Third Member of Council. Seen.

C. 202 17

Extract from the Proceedings of the 509th *Meeting of the Council of His Highness the Maharaja, held at Bangalore on the* 30th October 1919.

1. Subject. - Clause xii of the schedule.

Proposal to introduce the system of commutation of pensions.

Opinion of the Council.

The proposed rules may be approved.

(Signed) M. Kantaraj Urs,
Dewan of Mysore.

"EXTRACT"

Chief Secretary to Government.

WD 1148—GPB—1,000—23-12-18

18

G. R. S. III-2]

C.-202 D 1483

General and Revenue Secretariat. | S&A File No. 100 of 1919. S&A WO 19-1

D 1465

*23. As soon as circulation is complete and the opinion of the Council is recorded, the file will be forwarded to the Secretary in the Department concerned for transmission if need be to the Financial Secretary under Standing Orders and for submission to the Dewan or Member in charge.

Extract from the Proceedings of the Council is put up.

Forwarded with compliments to the Secretary to Government, Financial Department, under *Rule 23 of the Subsidiary Rules of Council Business.

By Order,

C S Balasundaram
Chief Secretary to Government. 30/10

1116
31.10.

Please put up DSN
Immd
31-10-19

B
31-10-19

1-11-19

NOTE.—Cotn. Sheet.

WD—307—GPB—1,000—16-8-19

1465

19

G. R S. III-2]

General and Revenue Secretariat. | S/A File No. 100 of 1919.

Serial No.	

D.S.N. i/par of. Refers
to Circle & Map A & B.
There appears to be
another Collection in
the matter which has
not been traced.

F/11

Henry. 8/11

Mly
Coll 9

Clean draft 8/11

1280
11/11

NOTE—Contn. sheet.

Rec'd
11.11.19

1405

20

C. 202

G. R. S. III-2]

General and Revenue Secretariat. | S/A File No. 100 of 1919.

Serial No.

Subd with a clean ~~draft~~ D.S.N.

Indl
11.11.19.

Dewan)

K/11

18
15/4

DEFENCE OFFICE.
Rcvd. on NOV 18 1919
Reg. No. 3460

NOTE—Contn. sheet.

S&A100-19 21

Submitted to His Highness.

***

T&W

Some of the Mysore pensioners applied in the past for commutation of a portion of their pensions on the analogy of the rules in force in British India, but their requests were

A&B

not granted as there was no provision in the Mysore Service Regulations.

Page 1 of office Notes

2. The Third Member of Council suggested the desirability of allowing commutation of pensions on lines similar to what obtains in British India, and the Financial Secretary has sub-

S&U

mitted a note discussing the question and also proposing a set of draft rules based on the system in force in British India.

Page 2 of office Notes

3. The Council have considered the matter and have agreed to the draft rules prepared by the Financial Secretary.

4. The opinion of the Council may be graciously approved.

19th Nov. 1919

SSA100-19

202

22

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Rules for the commutation of pensions.

5-96

Order.

~~KRW~~

20/11/19

H-Ley

21-11-19

D1465

G. R. S. III-2]

C. 202

General and Revenue Secretariat. | S. & A. File No. 100 of 1919.

Serial No.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to the Members of Council for perusal of (*) His Highness' orders ~~before~~ after issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure).

C S Balasundaram 21/11/19

Chief Secretary to Govt.

Through the Secretary to Government,

..... Y.A. .....Department. 21/11/19 18 22/11

FIRST MEMBER OF COUNCIL (on leave)

2565 25-11-19

SECOND MEMBER OF COUNCIL 25/11/19

1862 24/11/19

3rd

~~TEMPORARY~~ MEMBER OF COUNCIL. 24/11

Draft XX 18 29.11

NOTE.—Contn. sheet

WD 1573—GPB—500—4-3-19

1465 — 24

G. R. S. III-2]

General and Revenue Secretariat. | S & A File No. 100 of 1919

Serial No.

Draft Subd

HDD 29.11.19 Whether any expense to Subsn 10 of the Pensions act- act- XXIII of 1871 - is pro in clause - in the draft- ation - is req in the consider- ation -

29/11 Not necessary Jmk 29/11/19

2) Amend article 573. A. by the insertion into the list as under -

Subject to the conditions stated in the rule in Appx. O. Govt may sanction the commutation for lump sum of a portion of a pension (not to exceed 1/3 of pension) which has been or is about to be granted to any person. (The privilege of) commutation will not be permitted in the case pensions not exceeding Rs 10/- —

~~Secretary's order~~

1481 29/11 Issue

Yes. omitting 29.4 enclosures portions Jmk 29/11/19

Issue 1.12.19

NOTE—Contn. sheet.

G. R S. III-2]

General and Revenue Secretariat. | S&A File No. 100 of 1919.

Serial No.	
	Do
	The Comptr
	Heads of Depts
	A C's of DTs
	Compiled Mysore Gazette
2	No. H 3163-512 of 4th Dec 19
	prescribes the rules as an
	annexure for the commutation for
	lumpsum of a pension which has
	been or is about to be Dd to any
	person. The privilege of commutation
	will not be permitted in the
	case of pensions not exceeding
	Rs 10/- or for any portion exceeding
	1/4th of the amount of pension.
	The necessary A to C to be Dn
	will be separately issued

NOTE—Contn. sheet.

D 2579

G. R. S. III-2]

General and Revenue Secretariat. | S & A File No. 100 of 1919-20

Serial No.

A & C to M. S. R. re Commutation of pensions.

The rules relating to Commutation of pensions are given as Appendix no: 10 to the C. S. R.

Draft A & C is put up for approval or orders

Sd/ Hon. 6/2/20

Annexure 873 A

Submitted in connection with Pensions matter

Sd/

2 Drafts Sd/ Hon. 9.2.20

Issued

Sd/

No: H 4875 D 12.2.20

A & C about the insertion of a new Art: 513 A

No: H 4876 D 12.2.20

A & C re insertion of a new Appendix D.

NOTE—Contn. sheet.

G.R.S. VI-71]

SUBJECT Prescribing rules for Commutation of pensions

Diary No. of letter replied to

Section SA

File No. 100-19

Serial No. 2

General and Revenue Secretariat

Proceedings of the Government of His Highness the Maharaja of Mysore.

( )

the 191 .

Date of issue 4 Dec 19

Signed by W Sreenivasaya

~~Read~~

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

No. Je 3463-512

Order ~~Thereon~~ No. dt 4 Dec 19

Some of the pensioners applied in the past for commutation of a portion of their pensions on the analogy of the rules in force in British

1 Govt are pleased to prescribe the rules as in Annexure for the commutation of pensions. This has been ~~is~~ also the sanctioned by Govt. The privilege of commutation will not be permitted in the case of persons holding pensions for any period ending by of the annum

2. The necessary addendum corresponding Rules Fin. & A. will be issued by Finance Department.

Dec 19

India, but their requests were not granted as there was no provision in the Mysore Service Regulations.

2 Government after further consideration, deem it ~~it~~ desirable to allow commutation of pensions on lines similar to what obtains in British India and are accordingly pleased to prescribe the accompanying ~~following~~ rules on the subject.

18/ Financial Sec.

To

The Comptroller
" Heads of Departments
" Deputy Commrs of Dists
" Compiler, Mysore Gazette for publication in the Gazette. Sec 7

List of enclosures.

Press Table.

Copied by

Examined by

29.11.19

29/11

WD 1744—GPB—30,000—17-3-19

Subd

The fair copy intended for the Comptroller was subd to the First Sec^y for signature. He has altered the wording of the order as in the fair copies herewith subd for signature. As the order has already issued to the Comptroller & to the Press Room, orders are solicited if the words "To be substituted for the order bearing the same number & date" may be entered at the top of the order & sent to the Comptr & the Press Room

Hqrs.
10/12/19

YG 10/12

Proceedings of the Government of His Highness
the Maharaja of Mysore.

****

Order No. H.3463-512
S&A 100-19-2

Dated, Bangalore the 4th December 1919.

I. Government are pleased to ~~prescribe the rules as in the Annexure for~~ the commutation ~~for lumpsum of a pension which has been or is about to be sanctioned to any person.~~ ~~The privilege of commutation will not be permitted in the case~~ of pensions not exceeding ~~Rs.10/- or for any portion exceeding 1/4th of the amount of pension.~~ ~~by this order~~ ~~permit the~~ authorised accordance with the rules in the Annexure to this order

2. The necessary addenda and corigenda slips to Mysore Service Regulations will separately issue.

Offg. Financial Secretary to Government.

To

The Comptroller to Government.

" Heads of Departments.

" Deputy Commissioners of Districts.

" Compiler, Mysore Gazette for publication in the Gazette, Part II.

PRESS TABLE.

TSR

Annexure

RULES FOR COMMUTATION OF PENSIONS.

---:oOo:---

~~(1)~~ Subject to the conditions stated in these rules - Government may sanction the commutation for a lumpsum payment of a portion not exceeding one-fourth of a pension which has been or is about to be granted to any person. The privilege of commutation will not be permitted in the case of pensions not exceeding Rs.10 per mensem.

2 ~~(2)~~ The commuted amount is payable at the Treasury at which the pension is being or is to be drawn.

3 ~~(3)~~ Sanctions to commutation of pensions are subject to the rule that the expenditure can be met from sanctioned -- budget grants.

4 ~~(4)~~ The payment of capitalized sum must be taken from a Treasury in the State.

5 ~~(5)~~ Application for commutation shall be made in form "A" appended to these rules.

The applicant for commutation should satisfy Government:

i. That the commutation will be to the distinct and permanent advantage of himself or his family.

ii. That the residue of pension which will be left after commutation will be sufficient to maintain him in accordance with his station in life in retirement, due regard being had to the manner of application of the amount realized on commutation.

Government may also at its discretion require guarantees and impose such terms and safeguards as it may deem fit to ensure the prudent application of the amount payable in commutation, if sanctioned.

6. If on consideration of the facts stated in the -- application, Government decide to allow commutation, the applicant will be required to produce a certificate as to his expectation of life from a Government Medical Officer of not lower standing than a District Medical Officer.

FORM "A"

I, ... desire to commute a portion of my . . . . . pension of Rs. . . .as. . .ps. . . . a month. After careful consideration I am convinced that it will be to the distinct and permanent advantage of myself and my family to apply, as I am resolved to do, the commuted value in the manner detailed in the separate assinged statement* I have attached hereto. I also certify that I have correctly answered each and all of the questions below:-

Signature . . . . . .

Place . . . . .)
Date . . . . .)

Designation . . . . . .

Address . . . . . .

* N.B. 1. In the absence of a definite purpose no portion of the pension can be commuted.
2. The grounds for believing that distinct and permanent advantage will be secured should be stated.

Questions.	Answers.
1. What is the date of your birth?	
2. How much of your pension do you wish to commute?	
3. Have you any debts or liabilities? Give particulars.	
4. Have you a wife? Name the members of your family dependent on you with their respective ages.	
5. What was your monthly incom from all sources during the past year? Give particulars.	
6. Do you suffer from any complaint likely to shorten life? If so, state its nature.	

Place . . . . . Signature . . . . . .

Date . . . . . .

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. Fl. 3463-512—S. & A. 100-19-2, dated 4th December 1919.

Commutation of Pensions.

Authorising —— according to rules prescribed.

WD 414—GPB—8-1-20—420

S. O.

Commutation of Pensions.

No. FL. 3463-512—S. & A. [illegible]-19-2, DATED 4TH DECEMBER 1919.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Order No. FL. 3463-512—S. & A. 100-19-2, dated 4th December 1919.

Government are pleased to authorise commutation of pensions according to the rules in the annexure to this order.

2. The necessary [illegible] to Mysore Service Regulations will separately issue.

By order, etc.,
Chief Secretary to Government.

To—The Comptroller to Government.
The Heads of Departments.
The Deputy Commissioners of Districts.
The Compiler, *Mysore Gazette*, for publication in the Gazette Part II.
PRESS TABLE.

Exd.—C. R.

ANNEXURE.

RULES FOR COMMUTATION OF PENSIONS.

1. Subject to the conditions stated in these rules, Government may sanction the commutation for a lumpsum payment of a portion not exceeding one-fourth of a pension which has been or is about to be granted to any person. The privilege of commutation will not be permitted in the case of pensions not exceeding Rs. 10 per mensem.

2. The commuted amount is payable at the Treasury at which the pension is being or is to be drawn.

3. Sanctions to commutation of pensions are subject to the rule that the expenditure can be met from sanctioned budget grants.

4. The payment of capitalized sum must be taken from a Treasury in the State.

5. Application for commutation shall be made in Form "A" appended to these rules. The applicant for commutation should satisfy Government:—

i. That the commutation will be to the distinct and permanent advantage of himself or his family.

ii. That the residue of pension which will be left after commutation will be sufficient to maintain him in accordance with his station in life in retirement, due regard being had to the manner of application of the amount realized on commutation.

Government may also at its discretion require guarantees and impose such terms and safeguards as it may deem fit to ensure the prudent application of the amount payable in commutation, if sanctioned.

6. If on consideration of the facts stated in the application, Government decide to allow commutation, the applicant will be required to produce a certificate as to his expectation of life from a Government Medical Officer of not lower standing than a District Medical Officer. Government may further, at its discretion, require a second medical opinion or direct the applicant to appear before a Medical Board.

7. The certifying Medical Officer or Board may subject the applicant to a strict medical examination, requiring him to give such information as to his health and habits as is usual in the case of persons proposing to assure their lives in the State Insurance and will report in the following form:—

"$\frac{\text{I}}{\text{We}}$ have carefully examined..... and $\frac{\text{am}}{\text{are}}$ of opinion that he $\frac{\text{is}}{\text{is not}}$ in good bodily health and $\frac{\text{has}}{\text{has not}}$ the prospect of an average duration of life. $\frac{\text{I}}{\text{We}}$ therefore $\frac{\text{do}}{\text{do not}}$ recommend compliance with his application to be allowed to capitalize a portion of his pension.

In the case of impaired lives in which compliance with the officer's application is recommended, but with an addition of years of age, the following should be added.—

"but as he is suffering from.....his age for purposes of commutation, should be taken to be ..... years."

No. Fl. 3463-512—S. & A. 100-19-2, dated 4th December 1919.

In the case of an applicant who has been awarded on invalid pension, the grounds of invaliding or the statement of the pensioner's medical case should be communicated to the certifying medical authority.

The applicant should himself pay the medical officer's fee for examination except when a second medical opinion is required or the applicant is directed to appear before a Medical Board, in which cases the examination, will be made free of charge by medical officers under the orders of Government.

8. The lumpsum payable on commutation will be the amount certified by the Audit Officer to be admissible according to the table of present values in Appendix D, Mysore Service Regulations.

9. Commutation, when sanctioned, shall take effect from a date, to be named in the order, which should ordinarily be about one month later than the date of the order, and all calculations shall be made with reference to that date. Payment of the commuted portion of the pension will cease from the date specified and the sum payable on commutation will be paid on that date or as soon afterwards as possible.

10. A commutation once applied for, sanctioned and given effect to, cannot be rescinded, *i.e.*, the portion of a pension commuted cannot be restored on refund of its capitalized value.

11. If a pensioner, whose pension has been commuted, dies before receiving the commutation value, this value is payable to his heirs.

12. In the case of a pensioner who is re-employed in Government service or in the service of a Local Fund and who commutes a portion of his pension before or after such re-employment his pension for purposes of the rules in Chapter XX, Mysore Service Regulations shall be taken at the full amount which he might have drawn if he had not commuted a portion of it.

FORM "A".

I.....desire to commute a portion of my.....pension of Rs.....as.....ps,..... a month. After careful consideration I am convinced that it will be to the distinct and permanent advantage of myself and my family to apply, as I am resolved to do, the commuted value in the manner detailed in the separate assigned statement* I have attached hereto. I also certify that I have correctly answered each and all of the questions below:—

Place.....
Date.....

Signature.....
Designation.....
Address.....

*N.B.—1. In the absence of a definite purpose no portion of the pension can be commuted.
2. The grounds for believing that distinct and permanent advantage will be secured should be stated.

Questions	Answers
1. What is the date of your birth?	
2. How much of your pension do you wish to commute?	
3. Have you any debts or liabilities? Give particulars.	
4. Have you a wife? Name the members of your family dependent on you with their respective ages.	
5. What was your monthly income from all sources during the past year? Give particulars.	
6. Do you suffer from any complaint likely to shorten life? If so, state its nature.	

Place.....
Date.....

Signature.....

No 7E4875
& 12-2 Dupls

2 Drafts

A & C to M. S. R.
(4th Edition)

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

Page 182 Article 513-A

Insert the following as a new Article:

Subject to the Conditions stated in the rules in App 9 Govt may sanction the Commutation for a lump sum of a portion of a pension which has been or is about to be granted to any person. Commutation will not be permitted in the case of pensions not exceeding Rs 10/-.

9/2
for Financial Secretary.

HOS.
9/2/20

9/2

G & A 21-5

2 Drafts

No 2648/16 A & C to M.S.R. 4th Edition

G.R.S. 27

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

& 12-Feb/20

Appendix O

Insert the following as a new Appendix

Rules for Commutation of pensions

(as in the printed Copy accompanying)

18

In Final Sec.

Hos.

9/2/20

A.801

3/2

Rec 6/4/20